

BILL NO. G-68-04- 43

GENERAL ORDINANCE NO. G- 18-68

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Harmer Street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The following Resolution of the City Plan Commission, to-wit:

"WHEREAS, Fort Wayne Community Schools, and the Board of Park Commissioners, City of Fort Wayne, Indiana, abutting owners, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street in the City of Fort Wayne, Indiana, to-wit:

Harmer Street from the North right of way line of Jefferson Street to the South right of way line of Maumee Avenue extended northwesterly to the East boundary line of Lot 329 in Hanna's East Park Addition to the City of Fort Wayne.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964 Replacement, Section 53-744); and

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and

WHEREAS, said public hearing was held on March 25, 1968, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and

BE IT FURTHER RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved; and

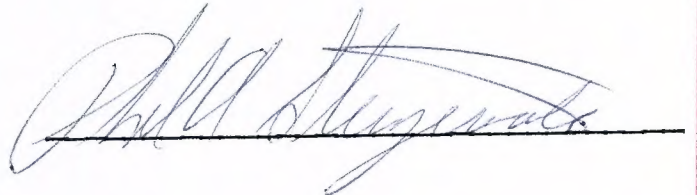
BE IT FURTHER RESOLVED, that the action of the Fort Wayne City Plan Commission be forwarded to the Common Council of the City of Fort Wayne for its action thereon.

duly adopted on March 25, 1968 following a public hearing thereon after first giving notice thereof, all pursuant to Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Section 53-744, Burns Ind. Statutes Annotated, 1964 Replacement) is hereby approved and the recommendations made by said Commission are now accepted.

SECTION 2. Vacation of the street described in said Resolution in any manner provided by law is hereby authorized and approved.

SECTION 3. Upon such vacation the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council on November 26, 1963, is hereby amended accordingly.

SECTION 4. This Ordinance shall be in full **force** and effect from and after its passage and approval by the Mayor.



APPROVED AS TO FORM
AND LEGALITY,


CITY ATTORNEY

R E S O L U T I O N

WHEREAS, FORT WAYNE COMMUNITY SCHOOLS, and the BOARD OF PARK COMMISSIONERS, City of Fort Wayne, Indiana, abutting owners, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street in the City of Fort Wayne, Indiana, to wit:

Harmer Street from the North right of way line of Jefferson Street to the South right of way line of Maumee Avenue extended north-westerly to the East boundary line of Lot 329 in Hanna's East Park Addition to the City of Fort Wayne,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964 Replacement, Section 53-744); and

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and

WHEREAS, said public hearing was held on March 25, 1968, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street;

NOW THEREFORE, BE IT RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and

BE IT FURTHER RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved; and

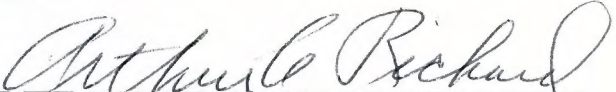
BE IT FURTHER RESOLVED, that the action of the Fort Wayne City Plan Commission be forwarded to the Common Council of the City of Fort Wayne for its action thereon.

STATE OF INDIANA)
 SS:
COUNTY OF ALLEN)

I, ARTHUR C. RICHARD, President of the Fort Wayne City Plan Commission,
do hereby certify that attached hereto is a full, true and correct copy of a

Resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on March 25, 1968, and as the same appears of record in the official records of said Plan Commission.

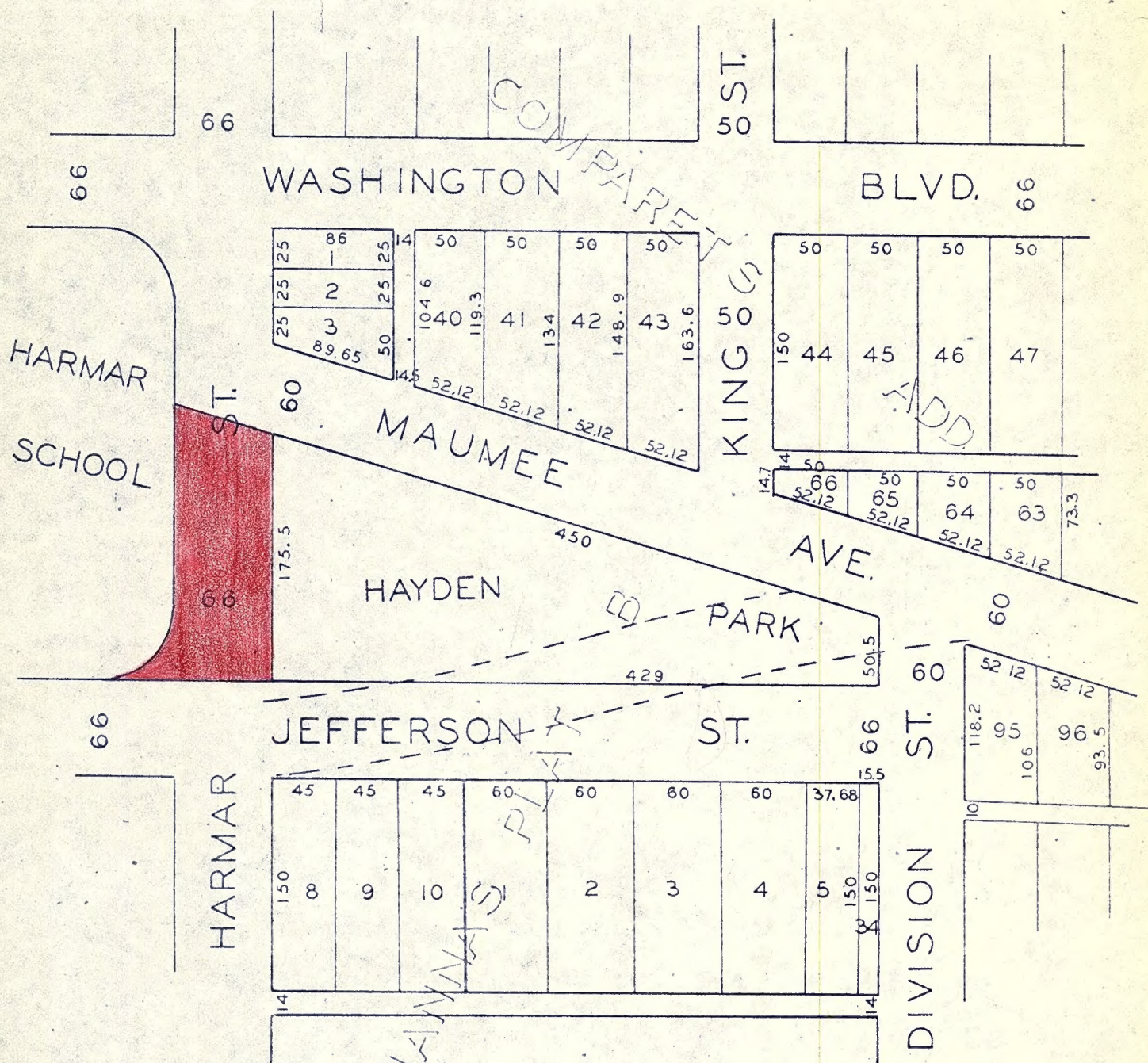
Dated the 3rd day of April, 1968.



Arthur C. Richard, President
Fort Wayne City Plan Commission

Abstract

STREET TO BE VACATED
STREET TO BE RELOCATED



Bill No. G-68-04-43

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of a
portion of Harmer Street,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

PHIL A. STEIGERWALD, Chairman

CELIA ANN FAY, Vice-Chairman

THOMAS G. ADAMS

JOHN H. ROBINSON

EDWIN J. ROUSSEAU

Phil A. Steigerwald
Celia Ann Fay
Thomas G. Adams
John H. Robinson
Edwin J. Rousseau

CONCURRED IN

DATE 5-14-68 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Steigerwald seconded by Adams and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196____, at _____ o'clock ~~P.M., E.S.T.~~

Date: 4-23-68

Fred G. Bonakroom
City Clerk

Read the third time in full and on motion by Steigerwald seconded by Tipton and duly adopted, placed on its passage.
Passed (~~lost~~) by the following vote:

| AYES | <u>9</u> | NAYS | <u>0</u> | ABSTAINED | ____ | ABSENT | ____ | to-wit: |
|-------------|----------|------|----------|-----------|------|--------|------|---------|
| Adams | <u>✓</u> | | | | | | | |
| Dunifon | <u>✓</u> | | | | | | | |
| Fay | <u>✓</u> | | | | | | | |
| Geake | <u>✓</u> | | | | | | | |
| Nuckols | <u>✓</u> | | | | | | | |
| Robinson | <u>✓</u> | | | | | | | |
| Rousseau | <u>✓</u> | | | | | | | |
| Steigerwald | <u>✓</u> | | | | | | | |
| Tipton | <u>✓</u> | | | | | | | |

Date 5-14-68

Fred G. Bonakroom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 8-18-68

on the 14th day of May, 1968.

ATTEST: (SEAL)

Fred G. Bonakroom
City Clerk

Jack B. Dunifon
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of May, 1968 at the hour of 10:00 o'clock A.M.,E.S.T.

Fred G. Bonakroom
City Clerk

Approved and signed by me this 15th day of May, 1968 at the hour of 10:42 o'clock A.M.,E.S.T.

Harold S. Zeis
Mayor